

This instrument prepared by and return to:

J. Philip Jones, Esq.  
100 Peabody Place, Suite 1200  
Memphis, TN 38103  
901.260.1818

**APPOINTMENT OF SUCCESSOR TRUSTEE**

**WHEREAS**, on the 14<sup>th</sup> day of September, 2005, South Creek Builders, LLC, executed a certain Deed of Trust to John C. Clark, Trustee for the benefit of First State Bank, which Deed of Trust is of record in the Chancery Clerk's Office of DeSoto County, Mississippi, in Trust Deed Book 2,307, Page 671, and being secured by real property being more particularly described in Exhibit A attached hereto; and,

**WHEREAS**, , on the 11<sup>th</sup> day of December, 2008, by virtue of that certain Appointment of Substitute Trustee appearing of record in said Chancery Clerk's Office in Book 2,976, Page 263, First State Bank substituted and appointed Jeffrey S. McCaskill as Trustee under said Deed of Trust; and

**WHEREAS**, by virtue of assignment from the said First State Bank appearing of record in said Chancery Clerk's office in Book 3,105, Page 265, the undersigned, Fusion Worldwide, LLC, is the present holder of the promissory note secured by said Deed of Trust and beneficiary under the Deed of Trust referenced above; and,

**WHEREAS**, Fusion Worldwide, LLC, as Beneficiary and pursuant to the provision of the aforesaid Deed of Trust and for reasons satisfactory to itself, has elected to substitute J. Philip Jones as Trustee in and for the above described Deed of Trust and the indebtedness secured thereby.

**NOW, THEREFORE**, Fusion Worldwide, LLC, the present owner and holder of the promissory note secured by the above described Deed of Trust, does hereby substitute and appoint J. Philip Jones as Trustee and does hereby confer upon the said J. Philip Jones full and complete power to execute said trust as Trustee as provided by the terms of the aforesaid Deed of Trust and directs him to make sale of the balance of said property therein conveyed remaining encumbered thereby for the payment of the debt therein secured.

**WITNESS THE EXECUTION HEREOF** by the aforesaid corporation acting by and through its duly authorized officers, this the 15<sup>th</sup> day of November, 2009.

**[SIGNATURE AND ACKNOWLEDGMENT PAGE FOLLOW]**

**APPOINTMENT OF SUBSTITUTE TRUSTEE**

**SIGNATURE AND ACKNOWLEDGMENT PAGE**

**Beneficiary:**

FUSION WORLDWIDE, LLC

By: Zachary T. Randolph  
Name: ZACHARY T. RANDOLPH  
Title: VICE PRESIDENT

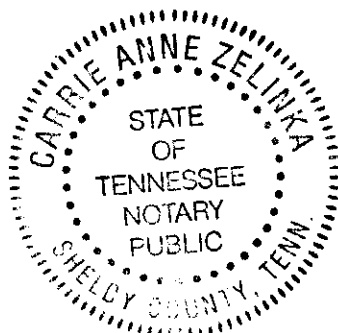
STATE OF TENNESSEE  
COUNTY OF SHELBY

Before me, a Notary Public, of the State and County aforesaid, personally appeared Zachary T. Randolph, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be the Vice President of Fusion Worldwide, LLC, a Tennessee limited liability company, the within named bargainor, and that he executed the foregoing instrument for the purpose therein contained as such officer.

WITNESS my hand and seal this 25<sup>th</sup> day of November, 2009.

[Signature]  
NOTARY PUBLIC

My commission expires: \_\_\_\_\_



Commission Expires JUNE 29, 2011